

Year	1990	1991	1992	1993	1994
1990	1991	1992	1993	1994	1995
1996	1997	1998	1999	2000	2001
2002	2003	2004	2005	2006	2007
2008	2009	2010	2011	2012	2013
2014	2015	2016	2017	2018	2019
2020	2021	2022	2023	2024	2025
2026	2027	2028	2029	2030	2031
2032	2033	2034	2035	2036	2037
2038	2039	2040	2041	2042	2043
2044	2045	2046	2047	2048	2049
2050	2051	2052	2053	2054	2055
2056	2057	2058	2059	2060	2061
2062	2063	2064	2065	2066	2067
2068	2069	2070	2071	2072	2073
2074	2075	2076	2077	2078	2079
2080	2081	2082	2083	2084	2085
2086	2087	2088	2089	2090	2091
2092	2093	2094	2095	2096	2097
2098	2099	2100	2101	2102	2103
2104	2105	2106	2107	2108	2109
2110	2111	2112	2113	2114	2115
2116	2117	2118	2119	2120	2121
2122	2123	2124	2125	2126	2127
2128	2129	2130	2131	2132	2133
2134	2135	2136	2137	2138	2139
2140	2141	2142	2143	2144	2145
2146	2147	2148	2149	2150	2151
2152	2153	2154	2155	2156	2157
2158	2159	2160	2161	2162	2163
2164	2165	2166	2167	2168	2169
2170	2171	2172	2173	2174	2175
2176	2177	2178	2179	2180	2181
2182	2183	2184	2185	2186	2187
2188	2189	2190	2191	2192	2193
2194	2195	2196	2197	2198	2199
2200	2201	2202	2203	2204	2205
2206	2207	2208	2209	2210	2211
2212	2213	2214	2215	2216	2217
2218	2219	2220	2221	2222	2223
2224	2225	2226	2227	2228	2229
2230	2231	2232	2233	2234	2235
2236	2237	2238	2239	2240	2241
2242	2243	2244	2245	2246	2247
2248	2249	2250	2251	2252	2253
2254	2255	2256	2257	2258	2259
2260	2261	2262	2263	2264	2265
2266	2267	2268	2269	2270	2271
2272	2273	2274	2275	2276	2277
2278	2279	2280	2281	2282	2283
2284	2285	2286	2287	2288	2289
2290	2291	2292	2293	2294	2295
2296	2297	2298	2299	2300	2301
2302	2303	2304	2305	2306	2307
2308	2309	2310	2311	2312	2313
2314	2315	2316	2317	2318	2319
2320	2321	2322	2323	2324	2325
2326	2327	2328	2329	2330	2331
2332	2333	2334	2335	2336	2337
2338	2339	2340	2341	2342	2343
2344	2345	2346	2347	2348	2349

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

And I hereby appoint Donald S. Dowden (Reg. No. 20,701), Ivan S. Kavrukov (Reg. No. 25161), Thomas F. Moran (Reg. No. 16579; Christopher C. Dunham (Reg. No. 22031); Norman H. Zivin (Reg. No. 25385), John P. White (Reg. No. 28678); Thomas G. Carulli (Reg. No. 30616); Robert D. Katz (Reg. No. 30141); and Peter J. Phillips (Reg. No. 29691) and each of them, all c/o Cooper & Dunham of 1185 Avenue of the Americas, New York, New York 10036 (Tel. 212 278-0400), my attorneys, each with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, to transact all business in the Patent and Trademark Office connected herewith and to file any International Applications which are based thereon under the provisions of the Patent Cooperation Treaty.

Please address all communications, and direct all telephone calls, regarding this application to:

Donald S. Dowden Reg. No. **20,701**
 Cooper & Dunham
 1185 Avenue of the Americas
 New York, New York 10036
 Tel. (212) 278-0400

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first joint inventor Ted Richards

Inventor's signature _____

Citizenship United States Date of signature _____

Residence Los Gatos, California.

Post Office Address 574 University Avenue, Los Gatos, California 95032

Applicant or Patentee: TeahardsSerial or Patent No.: Not Yet KnownFiled or Issued: Concurrently HerewithTitle of Invention or Patent: RESPONDING TO REQUESTS FOR DATA

**VERIFIED STATEMENT (DECLARATION) CLAIMING
SMALL ENTITY STATUS UNDER 37 C.F.R. §1.9(f)
AND §1.27(c) - SMALL BUSINESS CONCERN**

I hereby declare that I am:

 the owner of the small business concern identified below. X an official of the small business concern empowered to act on behalf of the concern identified below:Name of Concern: Audio HighwayAddress of Concern: 20600 Mariani Avenue, Cupertino, California 95014

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. §121.3-18, reproduced in 37 C.F.R. §1.9(d), for purposes of paying reduced fees under 35 U.S.C. §41(a) and §41(b), in that the number of employees of the concern, including those of its affiliates, does not exceed five hundred (500) persons. For purposes of this verified statement, the number of employees of the business concern is the average number, over the previous fiscal year, of the persons employed by the business concern on a full-time, part-time, or temporary basis during each pay period of the fiscal year, and concerns are affiliates of each other when, either directly or indirectly, one concern controls or has power to control the other, or a third party or parties controls or has power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled

RESPONDING TO REQUESTS FOR DATA described in:

 X the specification filed herewith
application serial no. filed Patent No.
issued

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below^a and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 C.F.R. §1.9(c)^b, any concern which could not qualify as a small business concern under 37 C.F.R. §1.9(d)^b or as a nonprofit organization under 37 C.F.R. §1.9(e)^b.

Name: NoneAddress: Individual X Small Business Concern Nonprofit Organization

^a NOTE: Separate verified statements are required for each named person, concern, or organization having rights to the invention averring to their status as small entities. 37 C.F.R. §1.27.

(c) *An independent inventor as used in this chapter means any inventor who (1) has not assigned, granted, conveyed, or licensed, and (2) is under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who could not likewise be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization under this section.*

(d) *A small business concern as used in this chapter means any business concern as defined by the Small Business Administration in 13 C.F.R. §121.3-18, published on September 30, 1982 at 47 FR 43273. For the convenience of the users of these regulations, that definition states:*

§121.3-18 Definition of small business for paying reduced patent fees under Title 35, U.S. Code.

(a) *Pursuant to Pub. L. 97-247, a small business concern for purposes of paying reduced fees under 35 U.S. Code 41(a) and (b) to the Patent and Trademark Office means any business concern (1) whose number of employees, including those of its affiliates, does not exceed 500 persons and (2) which has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization under this section. For the purpose of this section concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both. The number of employees of the business concern is the average over the fiscal year of the persons employed during each of the pay periods of the fiscal year. Employees are those persons employed on a full-time, part-time or temporary basis during the previous fiscal year of the concern.*

(b) *If the Patent and Trademark Office determines that a concern is not eligible as a small business concern within this section, the concern shall have a right to appeal that determination to the Small Business Administration. The Patent and Trademark Office shall transmit its written decision and the pertinent size determination file to the SBA in the event of such adverse determination and size appeal. Such appeals by concerns should be submitted to the SBA at 1441 L. Street, N.W., Washington, D.C. 20416 (Attention: SBA Office of General Counsel). The appeal should state the basis upon which it is claimed that the Patent and Trademark Office initial size determination on the concern was in error; and the facts and arguments supporting the concern's claimed status as a small business concern under this section.*

(e) *A nonprofit organization as used in this chapter means (1) a university or other institution of higher education located in any country; (2) an organization of the type described in section 501(c)(3) of the Internal Revenue Code of 1954 (26 U.S.C. 501(c)(3)) and exempt from taxation under section 501(a) of the Internal Revenue Code (26 U.S.C. 501(a)); (3) any nonprofit scientific or educational organization qualified under a nonprofit organization statute of a state of this country (35 U.S.C. 201(i)); or (4) any nonprofit organization located in a foreign country which would qualify as a nonprofit organization under paragraphs (e)(2) or (3) of this section if it were located in this country.*

37 C.F.R. §1.28(b)

(b) Once status as a small entity has been established in an application or patent, fees as a small entity may thereafter be paid in that application or patent without regard to a change in status until the issue fee is due or any maintenance fee is due. Notification of any change in status resulting in loss of entitlement to small entity status must be filed in the application or patent prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate pursuant to §1.9 of this part. The notification of change in status may be signed by the applicant, any person authorized to sign on behalf of the assignee, or an attorney or agent of record or acting in a representative capacity pursuant to §1.34(a) of this part.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. 37 C.F.R. §1.28(b)°.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: Nathan Schulhof

Title In Organization: President

Address: c/o Audio Highway, 20600 Mariani Avenue, Cupertino, California 95014

Signature: _____

Date of Signature: _____